

A-502

AN ORDINANCE TO CONDEMN CERTAIN LANDS
FOR THE RIGHT-OF-WAY OF STATE HIGHWAY
NO. 286; DECLARING AN EMERGENCY; AND
FOR OTHER PURPOSES

WHEREAS, the Arkansas State Highway Commission will construct within the City of Conway a section of highway to be known as Arkansas State Highway No. 286 on the premises hereinafter described; and

WHEREAS, it is necessary to the construction of said highway and for the public convenience and safety, the following lands be condemned, to-wit:

Part of the Southwest Quarter (SW 1/4) of Section Thirteen (13), Township Five (5) North, Range Fourteen (14) West, more particularly described as follows: Begin at the Northwest corner of said SW 1/4 and run thence South Two (2) degrees Thirty-six (36) minutes West along the West line thereof a distance of Six Hundred and Six Tenths (600.6) feet; thence East Forty (40) feet; thence North Two (2) degrees Thirty-six (36) minutes East parallel with the aforesaid West line a distance of Five Hundred Twenty (520) feet; thence North Thirty-eight (38) degrees Twenty-seven (27) minutes East a distance of Fifty and Five Tenths (50.5) feet; thence South Eighty-seven (87) degrees Forty-one (41) minutes East parallel with the North line of said SW 1/4 a distance of One Thousand Four Hundred Seventy-eight and Seventy-eight Hundredths (1,478.78) feet; thence North Forty-eight (48) feet to the North line of said SW 1/4; thence North Eighty-seven (87) degrees Forty-one (41) minutes West along and with the North line of said SW 1/4 to the point of beginning, and including within the above described lands, for the purpose of clarifying those lands included in the right of way of said highway, that portion of the existing easements and rights-of-way for Hartje Lane and Donaghey Avenue which are situated within the SW 1/4 of said Section 13 and within the right-of-way of said highway;

ALSO, a part of the Northeast Quarter (NE 1/4) of Section Fourteen (14), Township Five (5) North, Range Fourteen (14) West, more particularly described as follows: Begin at the Southeast corner of said NE 1/4 and run thence North Two (2) degrees Thirty-six (36) minutes East along and with the East line of said NE 1/4 a distance of Thirty-two (32) feet; thence West a distance of Thirty (30) feet; thence South Sixty-five (65) degrees Forty (40) minutes West a distance of Forty-four and Five Tenths (44.5) feet; thence South Two (2) degrees Thirty-six (36) minutes West a distance of Thirty-two (32) feet to the South line of said NE 1/4; thence South Eighty-seven (87) degrees Forty-one (41) minutes East along and with the South line of said NE 1/4 to the point of beginning, and including within the above described lands, for the purpose of clarifying those lands included within the right-of-way of said highway, that portion of the existing easements and rights-of-way of Donaghey Avenue and Hartje Lane which are situated within the NE 1/4 of said Section 14 and within the right-of-way of said highway;

Ordinance No. A- _____

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Conway, Arkansas, that the above described premises shall be condemned for use as a public thoroughfare. And be it further ordained by the said City Council: (a) that upon the request of the Arkansas State Highway Commission, the City will move or cause to be moved, at its own cost and expense, all structures of whatsoever character, from the right-of-way as herein described; (b) that it will protect and keep harmless the State of Arkansas and the Arkansas State Highway Commission against any claims for damages, or alleged damages, to land or improvements by reason of the construction of said highway; (c) to, without undue delay after being requested to do so by the Arkansas State Highway Commission, move or cause to be moved all the existing public utilities from the right-of-way or re-located thereon as required by and in conformity with the plans and specifications of the Arkansas State Highway Commission.

BE IT FURTHER ORDAINED that, this ordinance 'being necessary for the immediate preservation of the public health and welfare, an emergency is hereby declared to exist and this ordinance shall take effect and be in force from and after its passage and publication.

PASSED: August 27, 1970.

APPROVED:

Walt D. Inaway
Mayor

ATTEST:

Alexis T. Dunn
Clerk-Treasurer